

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

BRIAN WILLIAM YORK,

Plaintiff,

v.

TAMELLA CARPENTER, et al.,

Defendants.

MOSMAN, District Judge.

Case No. 6:16-cv-00320-MO

ORDER

This civil rights case comes before the court on plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction (#9). Plaintiff's Motion lacks a certificate of service as required by Fed. R. Civ. P. 5(a). Pursuant to Fed. R. Civ. P. 65(b)(1)(B), the court may nevertheless issue a temporary restraining order without notice to the adverse party if the applicant "certifies in writing any

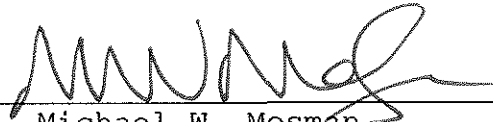
efforts made to give notice and the reasons why it should not be required." As plaintiff has not done so, his Motion is denied.

**CONCLUSION**

Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction (#9) is denied.

IT IS SO ORDERED.

DATED this 13 day of April, 2016.

A handwritten signature in black ink, appearing to read 'Michael W. Mosman', is written over a horizontal line.

Michael W. Mosman  
United States District Judge